GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

EFS&T Department - Diversion of 0.71 ha. of forest land from Gilmenfield RF, Visakhapatnam Range and Division for formation of approach road to Jetty to draw sea water, in favour of M/s Divi's Laboratories Limited, Chippada Village, Bheeminipatnam Mandal- Permission accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O Ms.No.102 **Dated: 28-9-2016.**

Read the following:-

1. From PCCF & HoFF, AP, Hyd. Lr.No.15651/2006/F2, Dated: 21-2-2007.
2. State Govt. Lr.No.1476/For.I (1)/2007, Dated: 2-3-2007.
3. From GoI, Mo.EF, Lr.No.4-APB 322/2007-BAN/ 159, dated. 5-6-2007.
4. State Govt. Lr.No.1476/For.I (1)/2007, Dated: 13-8-2013.
5. From GoI, MoEF & CC, Lr.F.No.4-APB322/2007-BAN/0076, Dt.7-1-2016.
6. State Govt. Lr.No.1476/For.I (1)/2007, Dated: 13-8-2013
7. From GoI, MoEF & CC, Lr.F.No.4-APB322/2007-BAN/1671, Dt.24-8-2016

******

ORDER:

The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, Hyderabad in his letter 1st read above, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 0.71 ha. of forest land from Gilmenfield RF, Visakhapatnam Range and Division for formation of approach road to Jetty to draw sea water, in favour of M/s Divi's Laboratories Limited, Chippada Village, Bheeminipatnam Mandal and requested to forward the same to Government of India, Ministry of Environment, Forests & Climate Change, for according necessary approval under Section-2 of Forest (Conservation) Act, 1980.

2. Accordingly the said proposal was sent to Government of India, Ministry of Environment, Forests & Climate Change, for their approval under Section-2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment, Forests & Climate Change, vide their letter 3rd read above, have accorded their approval in-principle (Stage.I) under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions as stipulated therein.

4. The State Government vide letters 4th & 6th read above, have furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment & Forests, while according in-principle (Stage.I) approval.

5. Government of India, Ministry of Environment, Forests, & Climate Change in their letter 7th read above, have accorded their approval (Stage-II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 0.71 ha. of forest land from Gilmenfield RF, Visakhapatnam Range and Division for formation of approach road to Jetty to draw sea water, in favour of M/s Divi's Laboratories Limited, Chippada Village, Bheeminipatnam Mandal, subject to compliance of certain conditions as stipulated therein.

6. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, Hyderabad, for diversion of 0.71 ha. of forest land from Gilmenfield RF, Visakhapatnam Range and Division for formation of approach road to Jetty to draw sea water, in favour of M/s Divi's Laboratories Limited, Chippada Village, Bheeminipatnam Mandal, subject to the following conditions:-

(i) Legal status of the diverted forest land shall remain unchanged.

(ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.

(Contd-2)

(iii) The Compensatory Afforestation shall be raised over 1.50 Ha of identified non-forest land in Sy.No.1618 of Akaveedu (V) of Prakasam District by the State Forest Department at the cost of User Agency.

(iv) The State Government shall obtain prior permission of the Central Government for change of location of compensatory Afforestation site or schedule, if any.

(v) Non-forest land for Compensatory Afforestation shall be notified by the State Government as RF/ PF under Indian Forest Act, 1927 or the State Forest Act and Nodal Officer (FCA) shall report the compliance within 6 months.

(vi) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency.

(vii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

(viii) The total forest area utilized for the project shall not exceed 0.71 Ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.

(ix) The Forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of Central Government.

(x) The User agency has to obtain modification in the CRZ clearance already issued to include the present forest patch also.

(xi) User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

(xii) Any other conditions that the Central Government of Addl. PCCF (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.

(xiii) In the event of failure to comply with any of the above conditions the user agency is liable to pay penalty as decided by the Additional PCCF (Central), Regional Office, Chennai.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, is directed to take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. P.V.RAMESH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

M/s Divis Laboratories Limited,
Chippadu (V) Bheemunipatnam (M), Visakhapatnam District

// FORWARDED :: BY ORDER //

SECTION OFFICER